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IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THE 16TH DAY OF JANUARY 1998

BEFORE

THE HON'BLE MR. JUSTICE Y. BHASKAR RAO

CIVIL REVISION PETITION NO. 3789 OF 1997.

BETWEEN:

1. M/s. Chitrakala Apartments
Pvt. Ltd.,
NG-08, North Block,
8th Floor, Manipal Centre,
Dickenson Road,
Bangalore-46, rep. by its
Director Prakash Shetty.

2. Sri. Prakash Shetty, Major,
Director,
M/s. Chitrakala Apartments,
Pvt. Ltd., 'Suprabha'
Saralebettu,
Manipal-576 119.

3. Sri. Ramachandra Naik, Major,
Director (of Petitioner No.1)
Chitrakala Apartment,
NGOs North Block, Manipal Centre,
Dickenson Road,
Bangalore-46

..Petitioners.

(By Sri. Ramesh P. Kulkarni, Adv.)

AND:

1. Sri. K.G. Krishnamurthy,
S/o Late Gopalaiah, 64 years,
No.48/10, 13th Cross, 8th Main,
Mallaeswaram,
Bangalore-560 003.

2. Mr. T. Vasudeva Pai,
Director,
M/s. Chitrakala Apartments
Pvt. Ltd.,
No.158, Marappa Garden,
Anjanappa Block,
Bangalore-560 046.

3. Mr. T. Ramesh, U. Pai,
Father's name not
known to the plaintiff,
Major, Chitrakala',
Manipal-576 119.

4. Mr. Sudhakar Pai,
S/o T. Ramesh Pai,
Aged 45 years, R/o at
'Chitrakala',
Manipal-576 119.

5. Maharashtra Apex
Corporation,
No.S-501/502,
No.47, Manipal Centre,
Dickenson Road,
Bangalore-46.

..Respondents.

(By Sri. K.S. Nagaraja Rao, C/R-1)

Civil Revision Petition is filed under Section 115 of C.P.C. against the order dated 26-8-1997 passed in O.S. No.3519/1997 on the file of the VII Addl. City Civil Judge, Bangalore.

This Civil Revision Petition coming on for Admission this day, the Court made the following:

O R D E R

This is a revision filed by defendant assailing order of the court below giving the direction for production of income-tax returns and other documents etc. Learned counsel contended that he has not filed written statement therefore question of documents said to be produced is relevant or not is to be seen at this stage.

Plaintiff filed a suit for recovery of amount of interest from debts.1 to 6, plaintiff has obtained order of attachment before judgement. Deft.4 filed application for vacating attachment order. Deft.4 contended that he had borrowed Rs.25/- lakhs and discharged the debts and therefore the documents sought for by the petitioner has no

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no relevance. Court below after considering relevant material on record has ordered for production of documents on I.A. filed calling for documents. I do not see any ground to interfere.

Hence, petition is dismissed.

Sd/-

JUDGE.

T.by: MR.

A.by: *[Signature]*

C.by: *[Signature]*

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[Signature]

Assistant Registrar
High Court of Karnataka
Bangalore-560 001

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